IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Matter of the Claim of MELVIN HOFFACKER, Petitioner/Claimant-Appellant

VS.

STATE FARM MUTUAL AUTOMOBILE INSURANCE CO., and WAYNE C. METCALF, III, Insurance Commissioner, Department of Commerce and Consumer Affairs, State of Hawai'i, Respondents-Appellees

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CIV. NO. 00-1-2656)

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI (By Nakayama, J., for the court¹)

Petitioner/Claimant-Appellant's application for writ of certiorari filed on January 14, 2003, is hereby denied.

DATED: Honolulu, Hawai'i, January 24, 2003.

FOR THE COURT:

Associate Justice

Christopher R. Evans for petitioner/claimant-appellant on the writ

¹ Considered by: Moon, C.J., Levinson, Nakayama, and Acoba, JJ. and Circuit Judge Chang, assigned by reason of vacancy.